

ORDINANCE NO. 2690 NEW SERIES

AN ORDINANCE OF THE COUNCIL OF THE CITY OF GLENDALE, MARICOPA COUNTY, ARIZONA, AUTHORIZING THE ABANDONMENT BY QUITCLAIM DEED OF ANY RIGHTS THE CITY MAY HAVE IN AN EASEMENT GRANTED FOR FLOOD CONTROL CHANNELIZATION (ADJACENT TO THE THUNDERBIRD PASEO, WEST OF 59TH AVENUE AND SOUTH OF THUNDERBIRD ROAD) AS IT IS NO LONGER NEEDED.

WHEREAS, in 1973 a 160' wide easement for flood control channelization was conveyed to the City of Glendale in the form of a quitclaim deed to facilitate the development of the Arizona Canal Diversion Channel. The conveyance was effectuated by John E. Rodriguez and Nancy Rodriguez on August 14, 1973 and recorded under Maricopa County Recorder Docket No. 10274-956-957. The deed contained a clause reverting the easement to the grantors if it were no longer needed for flood control channelization.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF GLENDALE as follows:

SECTION 1. That the Glendale City Council finds that it no longer needs the above described easement for flood control channelization.

SECTION 2. That the easement, including all applicable interests the City of Glendale may possess within the easement, are hereby abandoned by Quitclaim Deed to John E. Rodriguez and A. David Rodriguez with final title to the property encompassing the easement vesting as provided by law. The legal description of the easement is described as follows:

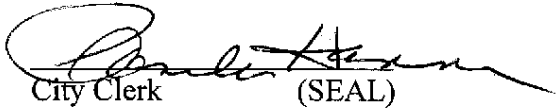
A strip of land 160 feet in width as described in Docket 10274, pages 956 and 957, recorded on August 20, 1973, Office of the County Recorder of Maricopa County, Arizona, and referenced in Document No. 94-0476103, recorded on June 9, 1994, Office of the County Recorder of Maricopa County, Arizona.

SECTION 3. That the City Manager is hereby authorized and directed to execute any and all further documents as necessary to effectuate the abandonment.


PASSED, ADOPTED AND APPROVED by the Mayor and Council of the City of Glendale, Maricopa County, Arizona, this 11th day of August, 2009.


MAYOR

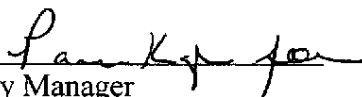
ATTEST:


City Clerk (SEAL)

APPROVED AS TO FORM:


City Attorney

REVIEWED BY:


City Manager

A strip of land 160 feet in width, the Easterly line thereof being 160 feet Northeasterly from and parallel to the Northeasterly right-of-way line of the Arizona Canal, all of and from the following described real property situated in Maricopa County, Arizona, to wit:

Parcel No. 1: A tract of land in the NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 18, T3N, R2E of the Gila and Salt River Base and Meridian, described as follows: From the Northeast corner of said section run South 2°15'30" West (bearing assumed) 633.77 feet along the East line of said section; thence North 88°49'30" West for 33 feet to the true point of beginning; thence continuing North 88°49'30" West 301.04 feet to the center line of the right-of-way of the Arizona Canal; thence North 29°32' West along said center line of said Canal for 148.86 feet; thence South 88°49'30" East 379.48 feet to the Northeast corner of this tract; thence South 2°15'30" West along the East property line for 128.01 feet to the point of beginning.

Parcel No. 2: A tract of land in the NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 18, T3N, R2E of the Gila and Salt River Base and Meridian, described as follows: From the Northeast corner of said section run South 2°15'30" West (bearing assumed) 505.76 feet along the East line of said section; thence North 88°49'30" West for 33 feet to the true point of beginning; thence continuing North 88°49'30" West 379.48 feet to the center line of the right-of-way of the Arizona Canal; thence North 29°32' West along the said center line of said Canal for 63.91 feet; thence South 88°49'30" East 413.16 feet to the Northeast corner of this tract; thence South 2°15'30" West along the East property line for 54.96 feet to the true point of beginning.

Parcel No. 3: A tract of land in the NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 18, T3N, R2E of the Gila and Salt River Base and Meridian, described as follows: From the Northeast corner of said section run South 2°15'30" West (assumed bearing) 450.80 feet along the East line of said section; thence North 88°49'30" for 33 feet to the true point of beginning; thence continuing North 88°49'30" West 413.16 feet to the center line of the right-of-way of the Arizona Canal; thence North 29°32' West along the center line of said Canal for 59.09 feet; thence South 88°49'30" East 444.29 feet to the Northeast corner of this tract; thence South 2°15'30" West along the East property line for 50.81 feet to the true point of beginning.